

Vikram Valame  
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**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

Vikram Valame	)	Case Number: 5:23-cv-03018-NC
	)	
Plaintiff,	)	<b>SUPPLEMENTAL DECLARATION OF</b>
	)	<b>VIKRAM VALAME</b>
vs.	)	
	)	<b>IN SUPPORT OF PLAINTIFF'S MOTION</b>
	)	<b>FOR SUMMARY JUDGMENT</b>
Joseph R. Biden, President of the United	)	
States, et. al.	)	
	)	
Defendants.	)	
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I, *Vikram Valame* declare as follows:

1. I am the *pro se* plaintiff in this lawsuit against the United States Federal Government and its officials.

2. I have personal knowledge of all facts stated in this declaration, and if called to testify, I could and would testify competently thereto.

3. I have knowingly and willfully refused to register for the draft despite the purported registration requirement contained in the Military Selective Service Act and its

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1 implementing regulations. I will not obey the registration obligation in the future (unless ordered  
2 to do so by a court).

3 4. I will not obey the purported notice and address updating requirements of the  
4 Military Selective Service Act or its implementing regulations (unless ordered to do so by a  
5 court).

6 5. On Thursday December 14<sup>th</sup>, 2023, at 11:47 a.m., I asked Andrew J. Rising,  
7 Andrew E. Carmichael, and Michael J. Gerardi via email if the government would be willing to  
8 disavow enforcement of the Military Selective Service Act against me during the pendency of  
9 my lawsuit.

10 6. On Friday December 15<sup>th</sup>, 2023, at 2:07 P.M., Andrew J. Rising declined my offer  
11 via email.

12 7. I can provide copies of this email exchange if required.

13 8. While studying in Germany, I applied to the “Temporary Summer Student”  
14 program with the Nuclear Regulatory Commission. The program offers paid work opportunities  
15 at the NRC’s headquarters in Rockville, Maryland. I believe that I applied in either late  
16 September or Early October.

17 9. The Nuclear Regulatory Commission’s Website & job application lists the job  
18 requirements as (1) Having United States Citizenship, (2) be attending an accredited college in  
19 pursuit of a Bachelors, Masters, or Doctoral Degree, (3) have a GPA of at least 2.85, and (4)  
20 have completed at least 30 semester-hours of work by the summer of 2024.

21 10. I am a United States Citizen attending an accredited college (Northeastern  
22 University). Based on my academic performance this semester and previously, I believe I will  
23 almost certainly obtain a 2.85 GPA in 30 semester-hours of classes by the summer of 2024.

24 11. The online application to apply for the NRC position asked (yes or no) whether I  
25 had registered with the Selective Service and whether (yes or no) I had an applicable exemption  
26 from registration. I truthfully answered “no” to the registration question because I had not  
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1 registered. I truthfully answered yes to the exemption question, because the 28<sup>th</sup> Amendment  
2 exempts me from the unlawful registration requirement.

3 12. While studying in Germany, I applied for the Defense Counterintelligence and  
4 Security Agency's "Student Intern: Mission Support" program. The program offers paid work  
5 opportunities in several locations around Washington D.C. I applied via email on November 13<sup>th</sup>,  
6 2023.

7 13. The Defense Counterintelligence and Security Agency's application instructions  
8 included the following job requirements: (1) U.S. Citizenship, (2) Selective Service Registration,  
9 (3) a submitted resume, (4) willingness to undergo drug testing, (5) ability to report to an office  
10 on a regular basis, (6) suitability for federal employment as determined by a background check,  
11 (7) maintaining a security clearance, (8) Currently enrolled in an accredited undergraduate  
12 degree-seeking program in Fall 2024 with an expected graduation date of Spring 2025 or later,  
13 (9) have and maintain a 3.0 GPA or higher.

14 14. Although I cannot predict the results of a background check or security clearance  
15 registration process, I am not aware of any reasons why I would be recommended unfavorably  
16 for Federal Employment or a Security clearance. I expect to receive a GPA higher than 3.0 based  
17 on my academic performance and meet every other job requirement except Selective Service  
18 registration already.

19 20 15. I visited the Defense Counterintelligence and Security Agency's website after  
21 applying for the internship. Under a section for employment eligibility, the website stated that  
22 registration with the Selective Service was required for all men born after December 31<sup>st</sup>, 1959  
23 and ever subject to a registration requirement.

24 16. Although I knew of the Selective Service registration requirement when I applied  
25 to these job positions, I did not apply for these positions for the sole or primary purpose of  
26 manufacturing standing in my pending lawsuit. I am genuinely interested in the work performed  
27 by both the Nuclear Regulatory Commission and the Defense Counterintelligence and Security  
28

1 Agency. If I am accepted into either of the positions I applied for, I anticipate taking the offer  
2 unless an unexpected development occurs, or I receive a better offer from another employer.

3 17. The discriminatory registration requirements have caused significant anxiety in  
4 my mind over my role as a man in modern society. Not only am I anxious about the prospect of  
5 injury or death in War, I worry that my achievements and path to success are predetermined  
6 more by the coincidental alignment of chromosomes than the genuine work of myself or even  
7 my parents. The frustration I feel isn't necessarily that I will feel less success or prosperity  
8 overall, but that the method I use to pursue happiness is constricted by my sex.

9 18. I have reviewed an uploaded PDF copy of the Selective Service System's  
10 response to a FOIA inquiry filed by USA Today regarding certain statistics about Registration  
11 enforcement. The Document appears to bear the insignia of the Selective Service System and a  
12 signature by an officer of the Selective Service System authorized to authenticate documents. I  
13 have attached the uploaded PDF from USA Today as Exhibit E attached to this declaration.

14  
15 I declare under penalty of perjury under the laws of the United States of America that the  
16 foregoing is true and correct, and that this declaration was executed on December 19<sup>th</sup>, 2023.

17  
18 Signature: 

19 Printed name: Vikram Valame

20 Address: 4039 2<sup>nd</sup> Street Palo Alto, California 94306

21 Phone Number: (208) 994 3067  
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